



DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Project No. 3211-010]

Power Authority of the State of New York; Notice of Waiver Period for Water Quality Certification Application

On June 1, 2023, the Power Authority of the State of New York submitted to the Federal Energy Regulatory Commission (Commission) a copy of its application for a Clean Water Act section 401(a)(1) water quality certification filed with the New York State Department of Environmental Conservation (New York DEC), in conjunction with the above captioned project. Pursuant to 40 CFR 121.6 and section 5.23(b) of the Commission's regulations,¹ we hereby notify the New York DEC of the following:

Date of Receipt of the Certification Request: May 26, 2023.

Reasonable Period of Time to Act on the Certification Request: One year (May 26, 2024).

If New York DEC fails or refuses to act on the water quality certification request on or before the above date, then the agency certifying authority is deemed waived pursuant to section 401(a)(1) of the Clean Water Act, 33 U.S.C. 1341(a)(1).

Dated: June 13, 2023.

Kimberly D. Bose,

Secretary.

¹ 18 CFR 5.23(b).